

APPENDIX

Decision of the Supreme Court of the State of California Denying the Petition for a Hearing

**CLERK'S OFFICE, SUPREME COURT
4250 State Building
San Francisco, California 94102**

In re: 2 Civil No. 66043

LONN A. TROST

vs.

**SUPERIOR COURT, L.A.
(ROTHBERG)**

HEARING DENIED

Respectfully,

Clerk

Envelope—Addressed To

**MARTIN I. SHELTON
LEVINE, KROM AND UNGER
404 North Roxbury Drive
Beverly Hills, Ca. 90210**

**Decision of California Court of Appeal,
Second Appellate Division, Denying Writ of Mandate**

**IN THE COURT OF APPEAL OF THE
STATE OF CALIFORNIA**

**SECOND APPELLATE DISTRICT
DIVISION FOUR**

2d Civ. No. 66043

(L.A. Super. Ct. No. WEC 073070)

(Jerry Pacht, Judge)

LONN A. TROST,

Petitioner,

v.

SUPERIOR COURT OF THE COUNTY OF LOS ANGELES,

Respondent,

MANUEL F. ROTHBERG,

Real Party in Interest.

THE COURT:*

The petition for writ of mandate filed August 4, 1982,
has been considered and is denied.

ORDER

Court of Appeal-Second Dist.

FILED

Aug 13 1982

Clay Robbins, Jr.

Clerk

*** KINGSLEY, Acting P.J., McCLOSKEY, J., AMERIAN, J.**

**Order of Superior Court of the State of California,
County of Los Angeles, Denying Motion to
Quash Service of Summons**

SUPERIOR COURT OF CALIFORNIA

COUNTY OF LOS ANGELES

Dept. WE-P

Date—July 26, 1982

Honorable

JERRY PACTH

Judge

P. PAPPAS

Deputy Clerk

WEC 73070

**W & J SLOANE OF BEVERLY HILLS, INC.,
a Delaware Corporation**

vs.

MANUEL F. ROTHBERG, ET AL.,

Counsel for Plaintiff

VALENSI AND ROSE (No Appearance)

Counsel for Defendant

LEVINE, KROM & UNGER (No Appearance)

MARTIN I. SHELTON (No Appearance)

NATURE OF PROCEEDINGS

- 1. Cross-Def't (Lonn A. Trost) Motion to Quash Service
of Summons
(Submitted Matter)**

***Order of Superior Court of the State of California,
County of Los Angeles, Denying Motion to
Quash Service of Summons***

1. In this matter, heretofore taken under submission as of July 16, 1982, the Court renders its decision as follows:

Motion to quash service of summons as to Lonn A. Trost denied.

Counsel for respondent(s) to give notice.

2. Defendant/Cross-Complainant's Request for Ruling On Previous Request For An Award of Expenses and Attorneys' Fees Pursuant to C.C.P. Section 128.5
2. Defendant/Cross-Complainant's request for expenses and attorneys' fees is denied without prejudice.
Copy of this minute order is sent this date by U.S. Mail to counsel for the respective parties.

Minutes Entered
7/26/82
County Clerk

**Notice of Appeal to the Supreme Court
of the United States**

**IN THE COURT OF APPEALS OF THE
STATE OF CALIFORNIA**

SECOND APPELLATE DIVISION

2d Civ. No. 66043

(L.A. Super.Ct. No. WEC 073070)

LONN A. TROST,

Appellant,

v.

**SUPERIOR COURT OF THE STATE OF CALIFORNIA,
COUNTY OF LOS ANGELES,**

Appellee.

MANUEL F. ROTHBERG,

Real Party in Interest.

Notice is hereby given that LONN A. TROST, the appellant above-named, hereby appeals to the Supreme Court of the United States from the final judgment of the Court of Appeals of the State of California, entered in this action on August 13, 1982, denying the petition for a Writ of Mandate which effectively affirmed the Superior Court of the State of California's denial of appellant's Motion to Quash Service of Summons. On September 22, 1982 the

***Notice of Appeal to the Supreme Court
of the United States***

**Supreme Court of the State of California denied appellant's
Petition for a Hearing.**

This Appeal is taken pursuant to 28 U.S.C. § 1257(2).

**/s/ MARTIN I. SHELTON
Martin I. Shelton
Counsel for Appellant
SHEA & GOULD
330 Madison Avenue
New York, New York 10017**

Affidavit of Mailing

**IN THE COURT OF APPEALS OF THE
STATE OF CALIFORNIA**

SECOND APPELLATE DIVISION

No. WEC 073070

LONN A. TROST,

Appellant,

v.

**SUPERIOR COURT OF THE STATE OF CALIFORNIA,
COUNTY OF LOS ANGELES,**

Appellee.

MANUEL F. ROTHBERG,

Real Party in Interest.

STATE OF NEW YORK }
COUNTY OF NEW YORK } ss.:

Melanie Boast, being duly sworn, deposes and says:

1. Deponent is in the employ of Shea & Gould, attorneys for Lonon A. Trost, Appellant herein, is over 18 years of age, is not a party to this action and resides at 140-21 31st Road, Linden Hill, New York 11354.

2. Deponent served the within NOTICE OF APPEAL on October 13, 1982 upon those listed on the schedule which is annexed hereto and made a part hereof, being all of those required to be served, by depositing a true and correct copy of same properly enclosed and addressed in a post-paid, certified mail envelope in an official depository maintained and exclusively controlled by the United States Post

Affidavit of Mailing

Office Department at 330 Madison Avenue, New York,
New York 10017, said address being the post office address
of the attorneys for the Appellant.

/s/ MELANIE BOAST
Melanie Boast

Sworn to before me this
13th day of October, 1982.

/s/ VICTORIA McLOUGHLIN
Victoria McLoughlin

Notary Public, State of New York
No. 41-4676258

Qualified in Queens County

Commission Expires March 30, 1984

SCHEDULE

**Levine, Krom & Unger
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404 North Roxbury Drive
Beverly Hills, California 90210**

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Los Angeles, California 90025**

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Valensi and Rose, PLC
1880 Centruy Park East, # 1518
Los Angeles, California 90067**

**Stephen Kirschenbaum, Esq.
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New York, New York 10017**